

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	4:13CR3004
)	
Plaintiff,)	MEMORANDUM
v.)	AND ORDER
)	
RYAN KEITER,)	
)	
Defendant.)	

On April 29, 2013, Magistrate Judge Cheryl R. Zwart made findings of fact and recommended that the defendant's motion to suppress and request for an evidentiary hearing (filing [13](#)) be denied in all respects (filing [24](#)). The defendant has filed a statement of objections to the findings and recommendation (filing [26](#)). He argues in a supporting brief (filing [27](#)) that a search warrant for his residence, which was issued by Judge Zwart, was not supported by probable cause, and that he is entitled to a *Franks* hearing because of omissions in the affidavit submitted by law enforcement.

I have conducted a de novo review of the record. I find that inasmuch as Judge Zwart has fully, carefully, and correctly found the facts and applied the law, the findings and recommendation should be adopted, the statement of objections should be denied, and the motion to suppress and request for an evidentiary hearing should be denied in all respects.

Accordingly,

IT IS ORDERED:

1. the magistrate judge's findings and recommendation (filing [24](#)) are adopted;

2. the defendant's statement of objections (filing [26](#)) is denied; and
3. the defendant's motion to suppress and request for an evidentiary hearing (filing [13](#)) is denied in all respects.

May 23, 2013.

BY THE COURT:

Richard G. Kopf

Senior United States District Judge